

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

JESSE COGILL,

Plaintiff,

v.

GISER, et al.,

Defendants.

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8:09CV209

**MEMORANDUM
AND ORDER**

This matter is before the court on a Motion for Leave to Take Deposition of Plaintiff filed by Defendants Adkins and Giser. (Filing No. [68](#).) Plaintiff is a prisoner at the Tecumseh State Correctional Institution.

[Federal Rule of Civil Procedure Rule 30\(a\)\(2\)\(B\)](#) states that a party must obtain leave of court to depose a person confined in prison. Leave shall be granted to the extent consistent with the principles stated in [Rule 26\(b\)\(2\)](#). [Fed. R. Civ. P. 30\(a\)\(2\)](#). Defendants' Motion is granted, and the deposition proposed for September 14, 2010, may proceed.

IT IS THEREFORE ORDERED that Defendants' Motion for Leave to Take Deposition of Plaintiff (filing no. [68](#)) is granted.

DATED this 2nd day of September, 2010.

BY THE COURT:

s/ Joseph F. Bataillon
Chief United States District Judge

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